

AN ORDINANCE **97426**

AUTHORIZING THE EXECUTION OF A FIVE (5) YEAR LEASE AGREEMENT WITH T.R.S. OF SAN ANTONIO, LTD., D/B/A PIECA D'ITALIA FOR APPROXIMATELY 512.5 SQUARE FEET OF RIVERWALK SIDEWALK SPACE IN CITY COUNCIL DISTRICT 1 TO BE USED FOR OUTDOOR DINING PURPOSES FOR ANNUAL RENT OF \$8,533.68 IN YEAR ONE, \$8,742.72 IN YEAR TWO, \$8,951.76 IN YEAR THREE, \$9,185.40 IN YEAR FOUR AND \$9,431.40 IN YEAR FIVE.

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WHEREAS, T.R.S. of San Antonio LTD., d/b/a/ Pieca D'Italia operates a restaurant adjacent to the San Antonio RiverWalk; and

WHEREAS, Pieca D'Italia has requested to utilize approximately 512.5 square feet of sidewalk space on the San Antonio RiverWalk for outdoor patio dining purposes; and

WHEREAS, based on Pieca D'Italia's past business experience, staff recommends a five year lease agreement for said space; and

WHEREAS, it is now necessary to authorize the City Manager to execute a lease agreement for the period September 1, 2002 through August 30, 2007; **NOW THEREFORE**:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager or her designee is hereby authorized to execute a five-year lease agreement with T.R.S. of San Antonio LTD., d/b/a/ Pieca D'Italia for the lease of approximately 512.5 square feet of sidewalk River Walk space. A copy of said Lease Agreement is affixed hereto and incorporated herein for all purposes as Attachment I.

SECTION 2. The proceeds of the agreement shall be deposited into Fund No. 40-005 entitled "Park Improvements," Index Code 066951, entitled "Riverwalk Restaurant Leases.

SECTION 3. This ordinance shall be effective on and after the tenth day of passage hereof.

PASSED AND APPROVED this 10th day of April 2003.



MAYOR
EDWARD D. GARZA

ATTEST: *Polanda L. Ledesma*
City Clerk

APPROVED AS TO FORM: *Ujjala H. Meier*
City Attorney